

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

CONSTRUCTION LABORERS PENSION TRUST )  
FOR SOUTHERN CALIFORNIA, GENE SAMIT )  
and JOHN LANTZ, Individually and on Behalf of All )  
Others Similarly Situated, ) Consolidated Action No. 1:18-cv-07796  
)  
Plaintiffs, ) **NOTICE OF DEFENDANT LESLIE**  
) **MOONVES'S MOTION TO DISMISS**  
vs. ) **PLAINTIFF'S AMENDED COMPLAINT**  
)  
CBS CORPORATION et al., )  
)  
Defendants. )

**PLEASE TAKE NOTICE** that, upon the accompanying Memorandum of Law, Defendant Leslie Moonves shall move this Court before the Honorable Valerie E. Caproni, at the Thurgood Marshall United States Courthouse, 40 Foley Square, New York, NY 10007, on a date and time to be determined by the Court, for an order, pursuant to Rules 12(b)(6) and 9(b) of the Federal Rules of Civil Procedure and the Private Securities Litigation Reform Act, 15 U.S.C. § 78u-4, dismissing the Amended Complaint for Violations of The Federal Securities Laws, filed on February 11, 2019, in its entirety, with prejudice, and granting to Defendant Moonves such other and further relief as this Court deems just and proper.

Dated: New York, New York  
April 12, 2019

Respectfully Submitted,

DECHERT LLP

/s/ Andrew J. Levander

Andrew J. Levander

Hector Gonzalez

1095 Avenue of the Americas

New York, NY 10036

andrew.levander@dechert.com

hector.gonzalez@dechert.com

(212) 698-3500

*Counsel for Defendant Leslie Moonves*

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that on the 12th day of April, 2019, I electronically filed this **Notice of Defendant Leslie Moonves's Motion To Dismiss Plaintiff's Amended Complaint For Violations Of The Federal Securities Laws** using the CM/ECF system, which automatically sends notice and a copy of the filing to all counsel of record.

/s/ Andrew J. Levander  
ANDREW J. LEVANDER

*Counsel for Defendant Leslie Moonves*